

**HERNANDEZ V ROSSO UPTOWN, LTD.****DEFAULT JUDGMENT DAMAGE SUMMARY**

		<b>Santos Manuel De Jesus</b>	
<b>Count</b>	<b>Cause of Action</b>	<b>Hernandez</b>	<b>Lievano</b>
II & III	Overtime (NYLL/FLSA)	\$ 40,851.56	\$ 40,737.38
IV	Spread of Hours (NYLL)	7,050.00	5,940.00
II-IV	Liquidated Damages (FLSA/NY)	47,901.56	46,677.38
III & IV	Prejudgment Iterest (NYLL)	31,329.59	25,970.91
V	NYLL 195(1)	5,000.00	5,000.00
VI	NYLL 195(3)	<u>5,000.00</u>	<u>5,000.00</u>
<b>TOTAL</b>		<b><u>\$ 137,132.72</u></b>	<b><u>\$ 129,325.66</u></b>

As Of 8/14/2024

**SANTOS HERNANDEZ****DAMAGES CALCULATIONS - MOTION FOR DEFAULT*****Hernandez v Rosso Uptown, Ltd.***

		First	Last	Weeks
Dates of Employment		3/20/2016	7/1/2018	119.00

***Wages/Rates***

From	To	Rate	Hourly Rate	Overtime Rate (1.5 x Hourly Rate)
3/20/2016	5/31/2017	\$ 400.00	10.00	\$ 15.00
1/1/2018	7/1/2018	\$ 475.00	11.88	\$ 17.81

***Hours Worked***

	From	To	Lunch (Hrs)	Hours Worked	SOH
Mon					
Tue	11:00 AM	10:00 PM	1.00	10.00	11.00
Wed	11:00 AM	10:00 PM	1.00	10.00	11.00
Th	11:00 AM	10:00 PM	1.00	10.00	11.00
Fri	11:00 AM	11:00 PM	1.00	11.00	12.00
Sat	11:00 AM	11:00 PM	1.00	11.00	12.00
Sun	12:00 PM	10:00 PM	1.00	9.00	10.00
				SOH Days	
				61.00	6.00

			Average Hours							
From	To	Weeks	Worked/Week	Regular Rate	OT Rate	OT Hours	Unpaid OT	Total		
3/20/2016	5/31/2017	62.00	61.00	\$ 10.00	\$ 15.00	21.00	\$ 315.00	\$19,530.00		
6/1/2017	7/1/2018	57.00	61.00	\$ 11.88	\$ 17.81	21.00	\$ 374.06	\$21,321.56		
		119.00								
										\$ 40,851.56
			SOH				SOH			
From	To	Weeks	Days/Week		Min Wage		Owed/Wk	Total		
3/20/2016	12/31/2016	41.00	6.00		\$ 9.00		\$ 54.00	\$ 2,214.00		
1/1/2017	12/31/2017	52.00	6.00		\$ 10.00		\$ 60.00	\$ 3,120.00		
1/1/2018	7/1/2018	26.00	6.00		\$ 11.00		\$ 66.00	\$ 1,716.00		
		119.00							\$ 7,050.00	
Overtime				\$40,852						\$ 40,851.56
Spread of Hours Pay				\$7,050.00						\$ 7,050.00
Wage Statement Violations (NYLL 195(3) & 198)						\$5,000.00				\$ 5,000.00
Wage Notice Violations (NYLL 195(1) & 198)						\$5,000.00				\$ 5,000.00
From	To	Midpoint	Wages	Years	Yearly Interest				TOTAL	
3/20/2016	7/1/2018	5/10/2017	\$ 47,901.56	7.27	\$4,311.14				\$31,330	\$ 31,329.59
									TOTAL	\$ 137,132.72

As Of 8/14/2024

**EMANUEL DE JESUS LIEVANO**  
**DAMAGES CALCULATIONS - MOTION FOR DEFAULT**  
*Hernandez v Rosso Uptown, Ltd.*

	First	Last	Weeks
Dates of Employment	8/1/2016	7/1/2018	99.00

Weeks Worked

**Hours Worked**

	From	To	Lunch (Hrs)	Hours Worked	SOH
Mon	10:30 AM	10:00 PM	1.00	10.50	11.50
Tue					
Wed	10:30 AM	10:00 PM	1.00	10.50	11.50
Th	10:30 AM	10:00 PM	1.00	10.50	11.50
Fri	10:30 AM	11:00 PM	1.00	11.50	12.50
Sat	10:30 AM	11:00 PM	1.00	11.50	12.50
Sun	11:00 AM	10:00 PM	1.00	10.00	11.00

SOH Days

64.50 6.00

From	To	Weeks	Average Hours Worked/Week	Salary	Regular Rate (Salary/40)	OT Rate	OT Hours	Unpaid OT	Total	
8/1/2016	1/31/2017	26.00	64.50	420.00	\$ 10.50	\$ 15.75	24.50	\$ 385.88	\$10,032.75	
2/1/2017	3/31/2017	8.00	64.50	440.00	\$ 11.00	\$ 16.50	24.50	\$ 404.25	\$ 3,234.00	
4/1/2017	7/1/2018	65.00	64.50	460.00	\$ 11.50	\$ 17.25	24.50	\$ 422.63	\$27,470.63	
		99.00								
										\$ 40,737.38
From	To	Weeks	SOH Days/Week		Min Wage		SOH Owed/Wk	Total		
8/1/2016	12/31/2016	22.00	6.00		\$ 9.00		\$ 54.00	\$ 1,188.00		
1/1/2017	1/31/2017	4.00	6.00		\$ 9.00		\$ 54.00	\$ 216.00		
2/1/2017	3/31/2017	8.00	6.00		\$ 10.00		\$ 60.00	\$ 480.00		
4/1/2017	12/31/2017	39.00	6.00		\$ 10.00		\$ 60.00	\$ 2,340.00		
1/1/2018	7/1/2018	26.00	6.00		\$ 11.00		\$ 66.00	\$ 1,716.00		
		99.00								\$ 5,940.00
Overtime										\$ 40,737.38
Spread of Hours Pay										\$ 5,940.00
Wage Statement Violations (NYLL 195(3) & 198)						\$5,000.00				\$ 5,000.00
Wage Notice Violations (NYLL 195(1) & 198)						\$5,000.00				\$ 5,000.00
From	To	Midpoint	Wages		Years	Yearly Interest		TOTAL		
8/1/2016	7/1/2018	7/16/2017	\$ 40,737.38		7.08	\$3,666.36		\$25,970.91	\$ 25,970.91	